

AGENDA

Cumberland Town Council Meeting

Town Council Chambers

MONDAY, December 28, 2009

7:00 p.m. Call to Order

I. APPROVAL OF MINUTES

December 14, 2009

II. MANAGER'S REPORT

III. PUBLIC DISCUSSION

IV. LEGISLATION AND POLICY

09 – 213 To hold a Public Hearing to consider and act on amendments to the Cumberland Traffic Ordinance to prohibit through trucks on Mill Road.

09 – 214 To hold a Public Hearing re: Planning Board recommendation to:

- Repeal and replace Section 204.14 of the Zoning Ordinance (Industrial-I)
- Add associated definitions to Section 104 (Definitions) of the Zoning Ordinance
- Remove Excavation of Lands use from the Low Density Residential District (Section 204.2.2.3)
- Remove the Excavation of Lands use from 204.5.2.5 and a portion of Section 204.5.3 referencing Chebeague Island from Section 204.2 (Island Residential- IR)
- Remove the Excavation of Lands use from the Rural Residential District 2 (RR2) Section 204.1.2.2.5
- Revisions to Home Occupations/Home Based Occupations (Section 414).

09 – 215 To hold a Public Hearing to consider and act on authorizing the Town Manager to submit an application to PACTS for funding in FY'12 and FY'13 for projects on Route 88, Tuttle Road and Main Street.

09 – 216 To set a Public Hearing date (*January 11th*) to repeal and replace the Cumberland Floodplain Management Ordinance.

09 – 217 To set a Public Hearing date (*January 11th*) to consider and act on a Victualer's License, Special Amusement Permit, Class I Liquor License, and Mobile Service Cart for The Sparrow's Nest, d/b/a Viking Grill, for the period of *February 2010 – February 2011*.

09 – 218 To set a Public Hearing date (*January 11th*) to consider and act on the road acceptance of Chet's Way.

09 – 219 To set a Public Hearing date (*January 11th*) to consider and act on authorization, purchase, and installation of a Veterans Monument at Moss Side Cemetery.

09 – 220 To appoint members to the Cool Cities Committee.

09 – 221 To accept \$225.00 in donations on behalf of the Fire Department.

V. NEW BUSINESS

VI. ADJOURNMENT

VII. WORKSHOP (after adjournment) re: FY'11 Budget

MINUTES

Cumberland Town Council Meeting
Town Council Chambers

MONDAY, December 14, 2009

WORKSHOP: 6:00 p.m. with Gorrill-Palmer Consulting Engineers re: the Route 88 shoulder & drainage project.

I. APPROVAL OF MINUTES

November 23, 2009

Motion by Councilor Storey-King, seconded by Councilor Moriarty, to approve the minutes with a minor housekeeping amendment.

VOTE: PASSAGE 6-0-1 (Councilor Perfetti abstained)

II. MANAGER'S REPORT

- Farm Based Education Program Meeting - MSAD 51 will hold a meeting at Town Hall next Monday at 6:00 p.m. to hear proposals for a farm based education program.
- Yule Market moved to Skillin's Greenhouse this year. Market will be held on Friday, December 17th 3:00-7:00 p.m.
- Rines Forest Tree Cutting - Our first harvest is weather dependent and will likely occur on a week-to-week basis. Most neighbors have been notified about an early January schedule.
- Veterans Monument Update – Veterans Monument Committee met last Saturday at Moss Side Cemetery and viewed a life-size plywood monument sample. The proposed 8' x 4' monument will sit on a granite base and include names of all known Cumberland veterans. Approximately 450 veterans have been identified thus far. The Manager suggested residents contact him for veteran listings.
- MDOT funding deadline is January and the Manager requested council authority to submit yet another application for Route 88 funding. He read an excerpt from a letter received from PACT Director, John Duncan, which stated "Route 88 is unlikely" to receive any PACTS funding in the future.

III. PUBLIC DISCUSSION

No public comment received.

IV. LEGISLATION AND POLICY

09 – 202 To hold a Public Hearing to consider and authorize the Town Manager to proceed with the Route 88 shoulder/drainage project and to authorize bonding the project in an amount not to exceed 4.5 million dollars.

The Manager introduced Al Palmer of Gorrill/Palmer Engineering and Route 88 Chairman Mike Lebel. Mr. Palmer summarized their work to date. The project goals include improving drainage from the Falmouth town line to Schooner Ridge and Old Town Landing Road, and paved shoulders from the Falmouth town line to Schooner Ridge and Wildwood Boulevard; King's Highway will become one-way from Route 88; paved shoulders added on Tuttle Road; reclaiming of Tuttle Road from Route 88 to King's Highway; and overlaying Tuttle Road from King's Highway to the bridge. From a cost standpoint these "logical components" allow for a favorable bidding environment. A cost estimate of approximately \$5.165 million dollars includes a fifteen percent contingency and represents Gorrill/Palmer's opinion of probable costs based on "what we've seen in the past." Request for bid proposals is anticipated to occur February 1st and bid opening on February 26th. It is further

anticipated a bid award will be made in March 2010, construction initiated in April and completed in October 2010.

Councilor Storey-King clarified that Old Town Landing Road is not actually a road. It is located approximately half-way between Teal and Broad Cove Way and is an old right-of-way that extends down to the ocean. Mr. Tom Quimby, Wildwood Boulevard, asked whether the existing concrete will be removed. The existing 20 foot wide concrete road will be widened on both sides from the Falmouth town line to Schooner Ridge to provide a paved shoulder. The existing pavement will be saw cut and widened to provide paved shoulder, but “We would not be removing the concrete.” The estimate does include an amount for overlay or repaving of the existing concrete road. The overlay includes fabric to minimize the joint reflections, but we will likely see the joints coming through within three to five years. Chairman Copp added, “It would be so far out to reach it would never happen” if the concrete were to be replaced.

Approximately fifteen residents were present at the meeting. Mr. Mike Lebel, Route 88 Bike & Pedestrian Safety Committee Chairman, reviewed the June 2007 committee charge to thoroughly research and examine possible improvements to Route 88...and to promote increased safety in the use of the right-of-way by pedestrians and bicyclists. Fifteen meetings, including three televised meetings, two site walks and bus tours were held. Mr. Lebel stated he has witnessed a continuous evolution of the road and believes many of the concerns with the road are a result of drainage issues. While the project may have initially focused on pedestrian safety and access, the committee heard “more and more” about drainage concerns. The project scope consists of approximately 2.8 miles from the Falmouth town line to “nearly Broad Cove.” There are four to five major culverts “that drain to nowhere.” “The state basically abandoned the road” because “it doesn’t meet state specifications. It has to be brought up to code in order for us to participate in state funding. The conclusions are that there’s clearly a need for safety along Route 88. If we bury our heads in the sand...seven years from now this is twice as expensive and I think that’s conservatively speaking.” After two years of review, the committee’s concluded there is a need for improved pedestrian and bicycle safety; connectivity of the Foreside and the Center; a five to ten percent increase in construction cost annually; drainage issues in adjoining Foreside roads continue to worsen; and despite lack of state funding the “crumbling infrastructure” will continue to require improvement.

Town Manager Shane provided a brief history of Route 88. As a result of categorization changes made after the 2000 census, 10.5 miles of state roads among fifteen surrounding communities now fall within the PACTS(Portland Area Comprehensive Transportation Systems) funding review. PACTS allocates nearly fifteen million dollars during each two-year cycle. Route One, Route 88, Kings Highway, Main Street from Greely to Tuttle, and Tuttle Road are within the PACTS funding area. In October 2009, however, the PACTS board voted 12-3 to use available funds only on “roads that are in good condition.” The remaining roads are eligible for federal funding. Yarmouth was able to acquire funds to get a small section of Route 88 paved during the early stage of the new metropolitan planning organizing (MPO) funding. Falmouth made a decision to pave a portion of Route 88 with local monies. The project’s “Priority One” estimate of \$4,195,000 million includes Route 88 drainage, and shoulder and paving costs. “Safety and drainage is number one for me.” The second tier priorities add an additional \$970,500 as follows: \$246,000 – Tuttle Road and Kings Highway; \$512,000 – Route 88 paved overlay; \$62,500 – historical markers and turnouts; and \$150,000 – green technology. “I think personally that it will be less than \$4.5 million when we open the bid.” The “drainage only area” from Schooner Ridge to Yarmouth represents the area of closed clam flats due to pollution. This project will include 100 catch basins to trap the sediments “and improve that situation.” The project will be bid with an option to pare down based on this hierarchy. Project funding will require bonding and add between .05 and .13 cents to the tax mill rate. This represents an average impact ranging from \$18 to \$45 per year depending on the interest rate and TIF dollars availability. Without the use of TIF funds

the mil rate impact is between \$.10 and .13 cents. The Manager concluded by explaining the Town Charter provision for overrule petitions.

Foreside resident, Susan Bisbing, asked about the scope of drainage improvements. Manager Shane responded that drainage will be extended all the way to the ocean from Sea Cove; there will be “A major improvement on every street on the ocean side.” Ms. Bisbing thanked the committee and the Town Manager for working so hard on the project for our residents.

Councilor Moriarty expressed his gratitude to each member of the committee. Councilor Storey-King encouraged area residents to provide email addresses to the town to receive regular project updates, adding the longest part of the project “could be the month we wait” to get this project to bid. Councilor Turner added his gratitude to the committee and credited the work of resident Julie Restuccia who “years ago” attempted to get bike paths on Route 88. Our hope, he stated, is that “because of these hard times partly, the bids are likely to be auspicious” and timing prove beneficial. The drainage and safety are clearly important and the committee believes the aesthetics and green technology are important as well. He has heard from many constituents along Route 88 regarding drainage concerns and feels “It would be a shame to do this project without doing the whole project in one fell swoop. If we’re forced for some reason to have to cut back...it’s still well worth doing and should be done.” The town consists of many “assets” and includes the Foreside area. “Not much” has occurred in this area “and frankly it’s time.” Chairman Mike Lebel agreed that a full overlay is needed, but “addressing the drainage and shoulders puts the community in the position of now being able to receive state funding for future servicing of the road. We’re always going to be fighting this battle of who’s going to be maintaining this road” unless we make some repairs. Councilor Stiles also anticipates favorable bid numbers and believes the bid process will “assure that we have a good project.” Councilor Porter added his thanks to the committee members and public participants. He is supportive of the project, but “it seems silly” to move forward with the project without the overlay. “Drainage has taken over this project...and the overlay is very important.” If this project requires \$300,000-400,000 more to “be done correctly” he is supportive of additional funding. “We do not have an option on this bond to increase that number. \$4.5 million may not be the number that makes the project work. I hope that we would spend the additional money” to get this right. Councilor Turner agreed “to a large extent” but added, “It comes down to how much money the council is willing to spend, period. As far as I’m concerned, I’d live with the fact that the overlay wasn’t done” if safety and drainage can be improved within the estimated cost. Councilor Perfetti supports the project but is concerned that “It’s crept up as we discover what the project really entails. An overlay is a short term fix ultimately with the concrete base. I’m willing to risk trying to get this back on the state’s list.” Councilor Storey-King clarified that \$45 is the “maximum” dollar increase per household. The eighteen dollar increase “doesn’t sound so scary.” Chairman Copp added his thanks to the committee and Ms. Restuccia for their diligence noting this project now incorporates ninety-eight percent of Route 88. Councilor Moriarty responded to Councilor Perfetti’s remarks stating a paving operation was originally envisioned to include the shoulders and roadway. As we evolved, it “became quite evident” that drainage was perhaps the primary problem. “We get a second look in a few months.” If a second bonding resolution is necessary, the council has that ultimate authority. Chairman Copp closed the public hearing at 8:10 pm. and requested a recess after the vote.

Motion by Councilor Stiles, seconded by Councilor Turner, to adopt the order authorizing the Town Manager to proceed with the Route 88 shoulder/drainage project and pursuant to Maine law and the Town Charter, and all other authority thereto enabling, authorize the issuance of up to \$4,500,000 principal amount of 2010 General Obligation Bonds and the sale of such bonds to the Maine Municipal Bond Bank for inclusion in its Spring 2010 issue.

VOTE: UNANIMOUS PASSAGE 7-0

09 – 203 To hold a Public Hearing to consider and act on a Conservation Easement and land swap on Range Way and encompassing over 137 acres. *TABLE*

The Town Manager explained that the town has discovered the land area included in the proposed land swap is unclear and a survey is required to determine the ownership of a possible additional twenty to thirty acres.

Motion by Councilor Porter, seconded by Councilor Perfetti, to table the public hearing to consider and act on a Conservation Easement and land swap on Range Way and encompassing over 137 acres.
VOTE:

09 – 204 To authorize the Town Manager to expend up to \$12,000.00 to survey properties along Range Way identified as Map/Lot R3/24, R3/25, R3/26, R1/46E, and R1/48.

The Town Manager explained the survey will encompass between 130 and 170 acres of property along Range Way. While Mr. Lamb desires to accomplish the land swap this year due to tax reasons, a survey is necessary to clarify ownership, boundaries and lot sizes. The Manager thanked Robert Storey for his extensive survey research to uncover the chronology of the land ownership and splitting of lots.

Ms. Penny Asherman, a member of the Conservation Commission, but speaking as President of the Chebeague Island and Mainland Land Trust, requested the council pursue this opportunity “to conserve one of the largest” blocks of property in Cumberland. This land is part of a larger 500 acre undeveloped lot providing habitat and significant recreational opportunities to Cumberland residents. The larger the protected area the better for wildlife, groundwater recharge and flood control. The Land Trust has not historically paid or contributed to survey costs but does support a survey in this case due to its strong commitment to continue the project. “Future generations will appreciate your long range foresight.” The Land Trust will assume the future land trust stewardship.

Lands and Conservation Commission member Ted Chadbourne expressed a somewhat different view, “hoping the town can have a dual benefit” through “outstanding forest management.” Councilor Perfetti expressed his uneasiness with the prior pace of this item, and thanked Councilor Storey-King for her persistence in raising the boundary questions. Councilor Stiles asked about the need to identify specific lots. Councilor Moriarty stated that as the Trust and Commission approached this issue they assumed the town’s maps were reliable. “Now that we know they may not be, it’s vitally important that the town move forward” with the survey. Councilor Storey-King thanked Ms. Asherman, Buzz Lamb, and Harland and Robert Storey, for raising and reviewing the boundary issues. Councilor Porter shared his disappointment that neither the Land Trust nor Mr. Lamb is willing to contribute to the survey costs. “We’re doing a private survey that benefits the town” but “We’re spending public money for a private benefit. I think we’re making a huge mistake using public money on a piece of land that is overwhelmingly not owned by the town. I don’t think that is an appropriate level of participation...and I think it’s a mistake.” Councilor Storey-King stated she has come to understand there are at least twenty acres of town-owned land “that we need to know exists. Where exactly is it? That’s at least a hundred thousand dollar asset. I see this as a small price to pay to determine what our assets are.” Councilor Porter disagreed, stating, “That’s not what we’re doing here. We’re surveying the entire parcel. And that’s the part” he does not support. Councilor Perfetti supports a survey because “if the value of town owned land increases, the deal would substantially change” going forward. Town Manager Shane added the survey is required because “You can’t get there from here.” Seven pieces of property could be negotiated into two. The survey will require participation from Mr. Lamb in some way and produce accurate property maps. Councilor Stiles noted a surveyor must establish a baseline. “His main focus is to identify our property. It’s the only way he’s going to bring the pieces of this puzzle together.” The Town Manager stated that he indicated to Mr. Lamb today, “Before we go out and start putting pins and markers down, let’s make sure everyone agrees” to work together. Councilor

Moriarty noted a survey was discussed by the council in 1977 but was not authorized at that time. If the result of our survey is that a swap, gift, transfer or easement occurs, the board should reassess its position on proportionate contribution to the cost of the survey. Perhaps Mr. Lamb should give some thought to a contribution as well. If there is no transaction “It will have been money well spent” to identify what we own. Mr. Chadbourne expressed his impressiveness with the cooperative spirit of Mr. Lamb and the Town Manager. “I don’t think we should prejudge” Mr. Lamb’s willingness to contribute.

Motion by Councilor Perfetti, seconded by Councilor Moriarty, to authorize the Town Manager to expend up to \$12,000 to survey properties along Range Way identified as Map/Lot R3/24, R3/25, R3/26, R1/46E and R1/48.

Councilor Moriarty moved, seconded by Councilor Porter, to amend the motion to add, “if as a result of the survey any town-owned land is transferred, gifted, swapped, or placed into a conservation easement, any parties involved in any such transaction shall reimburse the town proportionately for the cost of the survey.”

AMENDMENT: PASSAGE 6-1 (Councilor Perfetti opposed)

MAIN MOTION: PASSAGE 5-2 (Councilors Porter and Turner)

Ms. Asherman asked if the Trust is involved in a transfer, gift or swap but Mr. Lamb is not does the town expect the Trust to contribute to the cost of a survey? Councilor Moriarty responded “Perhaps the answer is no.” Ms. Lamb referenced the Curit easement, noting the Trust was not required to contribute in that case. If the fallback position is that the town conserves its land and not Mr. Lamb’s she’s concerned that a precedent is created for the trust. Councilor Moriarty responded there are no precedents whatsoever. The Curit example did not include missing acres. “That’s the distinction in my mind. There were no potential issues of actual ownership.” Councilor Perfetti is concerned “We just encouraged them to back away.” Councilor Porter reiterated there is no risk of precedent setting. If the Land Trust will walk away because of a \$3,000 cost toward a \$400,000 property he has to question their position of this land’s value. “It’s a small price to pay...to lock this up.”

09 – 205 To hold a Public Hearing to consider and act on the road acceptance of Mary Lane.

The Town Manager explained this road is geographically the “last road in Cumberland” and approximately one-half mile in length. Mr. Goodrich was present to respond to questions. Final inspections have been completed, the transfer of mortgage release is in order, and the subdivision meets the town’s policy of 75% construction completion. No public comments received. Councilor Stiles expressed his ongoing disagreement with road acceptance over public easements.

Motion by Councilor Porter, seconded by Councilor Perfetti, to accept as a Town Road Mary Lane off of Foreside Road, generally described as 2847’ in length by 50’ in width and more specifically described in a deed from Stephen P. Goodrich of Falmouth, Maine, and Laura M. Goodrich of Cumberland, Maine, dated December 10, 2009, being the parcel identified as “the way known as Mary Lane” shown and laid out on a plan of Mary Lane Subdivision prepared by SGC Engineering, LLC, duly recorded in the Cumberland County Registry of Deeds in Plan Book 204, Page 572, and further to accept those related easements described in a deed from Stephen P. Goodrich of Falmouth, Maine, and Laura M. Goodrich of Cumberland, Maine, dated December 10, 2009.

VOTE: PASSAGE 6-1 (Councilor Stiles opposed)

09 – 206 To hold a Public Hearing to consider and act on repealing and replacing the Cumberland Fees and Fines Ordinance.

There are no recent fees or fines updates. Instead, this ordinance compiles several fees and fines in found throughout several ordinances. This will establish a single location for the various miscellaneous fees and fines. No public comments received.

Motion by Councilor Perfetti, seconded by Councilor Turner, to repeal the current Cumberland Fees and Fines Ordinance and replace it with a new Fees and Fines Ordinance as recommended by the Ordinance Committee.

VOTE: UNANIMOUS PASSAGE 7-0

09 – 207 To hold a Public Hearing to consider and act on amendments to the Val Halla Bylaws.

These bylaws are followed by the Val Halla Board of Trustees. The changes are necessary to reflect the operational structure in place today as a result of position eliminations and administration changes over the past several years.

Motion by Councilor Stiles, seconded by Councilor Moriarty, to amend the Val Halla Bylaws as recommended by the Val Halla Golf & Recreation Center Board of Trustees.

VOTE: UNANIMOUS PASSAGE 7-0

09 – 208 To hold a Public Hearing to consider and act on the Greely High School Swimming Pool License renewal for calendar year 2010.

Public Services Director Bill Landis and Health Officer Eileen Wyatt have worked together on this license renewal. Swimming Pool Ordinance updates will be forwarded to the council in March 2010.

Motion by Councilor Porter, seconded by Councilor Perfetti, to approve the Greely High School Swimming Pool License renewal for calendar year 2010.

VOTE: UNANIMOUS PASSAGE 7-0

09 – 209 To hold a Public Hearing to appoint various members to Town Boards/Committees for 2010.

Board of Adjustment & Appeals: reappoint Michael Martin, Scott Wyman, and add Christian Lewis, 19 Mill Ridge Road

Board of Assessment Review: reappoint Mark Stevens and James Thomas

Board of Sewer Appeals: reappoint Ralph Oulton

Coastal Waters Commission: reappoint Peter Dionne and John Williams, and add Thomas Gruber, 88 Foreside Road

Cumberland Housing Authority: reappoint Connie Bingham, Bill Hanson, and Jon Raeke

Lands & Conservation Commission: reappoint Ted Chadbourne, Ellen Hoffman, Paul Weiss, and David Young, and add Tom Gruber.

Planning Board: reappoint Chris Neagle, and add April Caron, 130 Gray Road

Personnel Appeals Board: reappoint Michael Edes and Randy Harriman

Library Advisory Board: add Barbara Chandler, 93 Tuttle Road, and Susan Howard, 241 Main Street

Recreation/Community Advisory Board: reappoint Callie Chase and Richard Wolfe

Rines Property Citizens Advisory Committee: reappoint Sally Stockwell and Jennifer West

Shellfish Conservation Commission: add Thomas Gruber.

Twin Brooks Advisory Committee: reappoint John Stroud and Anne Witte, and add John Leavitt, 144 Greely Road

Val Halla Trustees: reappoint Norene Ward, and add Rick Scott, 151 Orchard Road.

Motion by Councilor Moriarty, seconded by Councilor Stiles, to appoint the nominees as presented.

VOTE: UNANIMOUS PASSAGE 7-0

09 – 210 To set a Public Hearing date (December 28th) to consider and act on amendments to the Cumberland Traffic Ordinance to prohibit through trucks on Mill Road.

The town has reviewed the traffic counts on Mill Road and will forward a recommendation for no through trucks on Mill Road at the next meeting.

Motion by Councilor Moriarty, seconded by Councilor Stiles, to set a public hearing date of December 28, 2009 to consider and act on amendments to the Cumberland Traffic Ordinance to prohibit through trucks on Mill Road.

VOTE: UNANIMOUS PASSAGE 7-0

09 – 211 To set a Public Hearing date (December 28th) re: Planning Board recommendation to:

- Repeal and replace Section 204.14 of the Zoning Ordinance (Industrial-I);
- Add associated definitions to Section 104 (Definitions) of the Zoning Ordinance;
- Remove Excavation of Lands use from the Low Density Residential District (Section 204.2);
- Remove the Excavation of Lands use and a portion of Section 204.5.3 referencing Chebeague Island from Section 204.2 (Island Residential- IR);
- Revisions to Home Occupations/Home Based Occupations (Section 414).

Manager Shane explained the Planning Board is forwarding several housekeeping amendments intended to encourage more industrial uses in town. The Planning Board will take action on these amendments tomorrow evening.

Motion by Councilor Storey-King, seconded by Councilor Perfetti, to set a public hearing date of December 28, 2009 to consider and act on the recommendations of the Planning Board re: amendments to Sections 104, 204 and 414 of the Cumberland Zoning Ordinance.

VOTE: UNANIMOUS PASSAGE 7-0

09 – 212 To accept an anonymous donation in the amount of \$10,000.00 toward the fuel assistance fund and authorize the Town Manager to execute a gift letter.

The town has received a \$10,000 donation from an anonymous donor to help families who are struggling with fuel costs and other needs. This is the second annual donation from this donor. “It certainly has been a huge plus.” The town has spent nearly one hundred percent of its General Assistance budget only five months into the budget year.

Motion by Councilor Storey-King, seconded by Councilor Turner, to accept an anonymous donation in the amount of \$10,000 toward the fuel assistance fund and to authorize the Town Manager to execute a gift letter.

VOTE: UNANIMOUS PASSAGE 7-0

V. NEW BUSINESS

Councilor Porter – Sparrow’s Nest is remaining open for the winter and an open house was held this past weekend; it’s important that the Pro Shop and Sparrow’s Nest does well; Sparrow’s Nest is holding a New Year’s Eve event.

Councilor Storey-King – she and Councilor Perfetti attended the Adult Ed & Rec mtg last Thursday evening – need one or two appointees to the committee; the committee recognizes the budget challenges ahead; reminder re: trash pick-up for holiday weeks; the Farm Enterprise School website is very impressive – she encouraged attendance at their 12/21 meeting.

Chairman Copp – thanks to the councilors and recognized Councilor Moriarty's birthday today.

Councilor Stiles – also extended birthday wished to Councilor Moriarty; need removal of a telephone pole on Range Road; referenced the marketing piece to promote commercial activities in Cumberland - an excellent piece; supported remarks re: Sparrow's Nest Restaurant winter hours; budget committee looking for direction from town council prior to establishing meeting schedule; Town Manager has recommended holding a budget workshop after the next council meeting;

Councilor Moriarty – appreciates the birthday wishes.

Town Manager – town is working with CMP to resolve removal of telephone pole on Range Road; Range Road is a new road and plow operators are working carefully to avoid the non-frozen shoulders; more cautious with first storm; asked for a public hearing to forward an application to Route 88 to PACTS for funding consideration on the 2012/13 budget; would like to discuss the marketing Cumberland Maine Business Association marketing brochure this evening after meeting has adjourned - 150 businesses will receive the flyer encouraging use of local services - a conduit for the businesses in the community; we've got some demographic info requiring updating; business owners are asked to respond and the town will create a web page devoted to the businesses.

Motion by Councilor Moriarty, seconded by Councilor Turner, to set a public hearing for December 28, 2009 to forward an application to PACTS for Route 88 funding.

VOTE: UNANIMOUS PASSAGE 7-0

ADJOURNMENT

Motion by Councilor Perfetti, seconded by Councilor Turner, to adjourn.

VOTE: UNANIMOUS PASSAGE 7-0

TIME: 9:34 p.m.

Respectfully submitted,

Nadeen M. Daniels, CMC
Cumberland Town Clerk